

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

RODNEY CARL WHEELER.

Plaintiff,

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ATTORNEY GENERAL'S OFFICE et al.

Defendants.

CASE NO. C11-5311-RBL-JRC

ORDER ADOPTING A REPORT AND RECOMMENDATION

The Court having reviewed the Report and Recommendation of the Hon. J. Richard
Creatura, United States Magistrate Judge, objections to the Report and Recommendation [Dkt.
#36], and the remaining record, does hereby find and Order:

(1) The Court adopts the Report and Recommendation;

(2) This action is DISMISSED. Plaintiff fails to state a claim and the action is time barred. This dismissal counts as a strike pursuant to 28 U.S.C. § 1915 (e)(2). In forma pauperis status is revoked for purposes of appeal.

DATED this 10th day of January, 2012.

Ronald B. Leighton

RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE